

UNITED STATES DISTRICT COURT

Northern District of Illinois

UNITED STATES OF AMERICA

v.

Mark Anstett

AMENDED JUDGMENT IN A CRIMINAL CASE

Case Number: 14 CR 102 - 1

USM Number: 47123 - 424

Thomas McQueen

Defendant's Attorney

Date of Original Judgment: 8/12/2015
(Or Date of Last Amended Judgment)

Reason for Amendment:

- ☐ Correction of Sentence on Remand (18 U.S.C. 3742(f)(1) and (2))
- ☐ Reduction of Sentence for Changed Circumstances (Fed. R. Crim. P. 35(b))
- ☐ Correction of Sentence by Sentencing Court (Fed. R. Crim. P. 35(a))
- ☒ Correction of Sentence for Clerical Mistake (Fed. R. Crim. P. 36)

- ☐ Modification of Supervision Conditions (18 U.S.C. §§ 3563(c) or 3583(e))
- ☐ Modification of Imposed Term of Imprisonment for Extraordinary and Compelling Reasons (18 U.S.C. § 3582(c)(1))
- ☐ Modification of Imposed Term of Imprisonment for Retroactive Amendment(s) to the Sentencing Guidelines (18 U.S.C. § 3582(c)(2))
- ☐ Direct Motion to District Court Pursuant ☐ 28 U.S.C. § 2255 or ☐ 18 U.S.C. § 3559(c)(7)
- ☐ Modification of Restitution Order (18 U.S.C. § 3664)

THE DEFENDANT:

- ☒ pleaded guilty to count(s) five of the indictment
- ☐ pleaded nolo contendere to count(s) which was accepted by the court.
- ☐ was found guilty on count(s) after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18 U.S.C. Section 1343	Wire Fraud	10/2009	Five

The defendant is sentenced as provided in pages 3 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984. **Other than the amendments or modifications stated in this judgment, the judgment previously entered shall stand. (See attachments)**

- ☐ The defendant has been found not guilty on count(s)
- ☐ Count(s) dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

1/23/2018

Date of Imposition of Judgment

Signature of Judge

Harry D. Leinenweber, U.S. District Court Judge
Name and Title of Judge

Date

1/23/18

DEFENDANT: Mark Anstett
CASE NUMBER: 14 CR 102 - 1

Page 2 of 4

See Attachment (A) for a list of payees.

DEFENDANT: MARK ANSTETT

CASE NUMBER: 14 CR 102 - 1

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
Totals	\$100.00	\$	\$* 97,331,250

☐ The determination of restitution is deferred until . An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name of Payee	Total Loss*	Restitution Ordered	Priority or Percentage
See attachment A			
Totals:			

- ☐ Restitution amount ordered pursuant to plea agreement \$
- ☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- ☒ The court determined that the defendant does not have the ability to pay interest and it is ordered that:
- ☒ the interest requirement is waived for the restitution.
- ☐ the interest requirement for the is modified as follows:

* Findings for the total amount of losses are required under **Chapters 109A, 110, 110A, and 113A of Title 18** for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: MARK ANSTETT

CASE NUMBER: 14 CR 102 - 1

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A** ☐ Lump sum payment of \$ _____ due immediately.
- ☐ balance due not later than _____, or
- ☐ balance due in accordance with ☐ C, ☐ D, ☐ E, or ☐ F below; or
- B** ☒ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or
- C** ☐ Payment in equal _____ (e.g. weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D** ☐ Payment in equal _____ (e.g. weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E** ☐ Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F** ☐ Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☒ Joint and Several

Case Number Defendant and Co-Defendant Names (including defendant number)	Total Amount	Joint and Several Amount	Corresponding Payee, if Appropriate
---	--------------	-----------------------------	--

George Ferguson - 14 CR 102 -2 - joint and several amount: * 97,331,250

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

USA v Mark Anstett

ATTACHMENT (A)

Equipment Acquisition Resources, Inc.
Open and Remaining Claims
As of July 22, 2015

Claim Number	Claimant	Claim Amount	Address	Address 2	City	State	Zip
86	ICON EAR, LLC	\$ 15,693,846	100 5th Avenue	4th Floor	New York	NY	10011
29	IBM Credit	11,986,776	10301 David Taylor Drive		Chattanooga	NC	28262
96	Norwest Bank	10,000,000	225 W Wacker Drive	Suite 3000	Chicago	IL	60606
91	TD Banknorth	8,431,213	Three Center Plaza		Boston	MA	2108
73	Republic Bank of Chicago	7,135,157	200 S. Wacker Drive	Suite 3000	Chicago	IL	60606
104	Fifth Third Bank	6,857,408	222 S. Riverside Plaza	32ND FLOOR	Chicago	IL	60606
64	ICON EAR II, LLC	6,533,112	100 5th Avenue	4th Floor	New York	NY	
87	North Side Bank & Trust Co.	5,084,555	4125 Hamilton Ave		Cincinnati	OH	45223
98	WeirBank Bank	4,314,047	61 147th Street		Wheeling	WV	26003
49	SG Equipment Finance	2,798,396	480 W. Washington Blvd.	24TH FLOOR	Jersey City	NJ	7310
99	PNC Equipment Finance	2,111,270	221 N LaSalle St	#1550	Chicago	IL	60601
93	Peoples National Bank of Kewanee	1,791,969	190 South LaSalle Street	Suite 3700	Chicago	IL	60603
68	First National Bank of McHenry	1,328,259	9705 Prairie Ridge Rd.		Richmond	IL	60071
7	US Bancorp Manifest Funding	1,183,737	401 N. Milwaukee Ave.	Suite 550	Chicago	IL	60611
58	Libertyville Bank and Trust	1,163,403	307 N. Milwaukee Ave		Libertyville	IL	60048
57	Libertyville Bank and Trust	1,156,216	307 N. Milwaukee Ave		Libertyville	IL	60048
97	Home Federal Savings Bank	965,718	1016 Civic Center Dr	Suite 300	Rochester	MN	55901
47	FDIC as Receiver for Citizens Bank & Trust Co.	925,123	5700 North Central Ave		Chicago	IL	60646
111	RecoverEdge	925,123	2400 Augusta Dr	Suite 212	Houston	TX	77057
59	Velocity Financial Group	825,204	P.O. Box 856		Rosemont	IL	60018
	Real Time Resolutions, as assignee of the claim of Waukegan Savings Bank		1324 Golf Road		Waukegan	IL	60087
78	Crossroads Bank	698,514					
106	Value Recovery Group, as assignee of the claim of Charter National Bank	601,125	2201 Nw Corporate Blvd Po Box 918	#201	Boca Raton Streamwood	FL IL	33431 60107-0000
89	Key Government Finance	593,965	1650 Farnam Street		Omaha	NE	68102
32	Triam Business Solutions	425,137	4974 S. Rainbow Blvd, Suite 100		Las Vegas	NV	89118
66	Stefan Sydor Optics, Inc.	397,500	183 E. Main St		Rochester	NY	14604
79	Loche Lord LLP	362,792	2200 Ross Ave Ste 2200		Dallas	TX	75201
103	Rockford Capital Leasing	354,376	4249 East State St.	#301	Rochford	IL	61108
6	Sovereign Bank	285,986	3 Huntington Quad	SUITE 101N	Mettville	PA	11747
92	Susquehanna Commercial Finance	278,323	1566 Medical Drive	SUITE 201	Pottstown	PA	19464
74	Sunwest Equipment Finance	212,425	29 W. Susquehanna Ave	SUITE 400	Towson	MD	21204
55	Bayview Loan Servicing	200,462	4425 Ponce De Leon Blvd., 5th Floor		Coral Gables	FL	33146
76	M&T Bank	129,481	800 Rand Building	14 Lafayette Square	Buffalo	NY	14203-1995
95	OFIC Capital Corporation	103,321	3585 Atlanta Ave		Atlanta	GA	31193-4109
44	Farmers and Merchants Bank	97,139	41 S First Street	26th Floor	Miamiburg	OH	45342
26	Chubb & Sons	93,928	48 Wall Street		New York	OH	43731
43	The Community Bank	84,359	Po Box 146	#1550	Crooksville	IL	60601
100	PNC Equipment Finance	78,747	221 N LaSalle St		Chicago	OH	45215
22	KCL, LLC	71,304	3 Lenden Way		Wyoming	WV	54301
60	Associated Bank	71,122	200 N Adams		Bohnel	WA	98021
56	ABCO Leasing	68,273	22232 17th Ave S.E.	SUITE 204	Seattle	WA	98124-3892
17	First Credit Funding	65,239	Po Box 3892		Philadelphia	PA	19105
30	MMT Leasing Inc.	55,470	Po Box 53659		Philadelphia	PA	19105
41	Eucled Precision Grinding Co.	49,117	4896 East 345th Street	SUITE 103	Willoughby	OH	44094
23	Pentech Financial Services	47,460	1310 Madlad Street		Marshall	MN	56238
75	First Lease	45,657	185 Commerce Drive	Suite 225	Fort Washington	PA	19034
102	Aeroflex Metrics	40,938	100 Jencho Quadrangle		Jencho	NY	11733
90	Leaf Funding Corporation	36,189	2005 Market Street 14th Flr		Philadelphia	PA	19103

Equipment Acquisition Resources, Inc.
Open and Remaining Claims
As of July 22, 2015

Claim Number	Claimant	Claim Amount	Address	Address 2	City	State	Zip
36	VW Credit, Inc.	30,721	Po Box 829009		Dallas	TX	75382-9009
54	Bayview Loan Servicing	24,152	4425 Ponce De Leon Blvd	5th Floor	Coral Gables	FL	33146
112	Danaher Trust	23,205	C/O Bk Servicing, Llc	PO Box 131265	Roseville	MN	55113-0011
82	Martin Leasing Corporation	21,024	Po Box 13604		Philadelphia	PA	19101-3604
38	Xerox	20,918	Po Box 802567		Chicago	IL	60680-2567
83	State Board of Equalization	20,216	Po Box 942879		Sacramento	CA	94279-0055
80	Varianse Technology Finance	20,123	Po Box 314		Highland Park	IL	60035
81	Martin Leasing Corporation	19,075	Po Box 13604		Philadelphia	PA	19101-3604
5	Nissan Motor Acceptance	18,470	P.O. Box 660366		Dallas	TX	75266
46	Timothy	15,934	475 Sansone Street	19th Floor	San Francisco	CA	94111
42	Commonwealth Edison	13,915	3 Lincoln Centre	Attn: Bankruptcy Section	Oak Brook Terrace	IL	60181
2	Ally Financial F/k/a GMAC	11,871	P.O. Box 130424		Roseville	MN	55113
67	Direct Energy Business	11,055	1001 Liberty Ave 13Th Floor		Pittsburgh	PA	15222
63	GIS Venture	10,701	970 N Oak Lawn Ave	SUTTE 100	Libertyville	IL	60128
35	Huddle Advisors, LLC	8,000	1204 Loyola Drive		Overland Park	KS	66207-0949
13	Sprint Nextel	7,623	Po Box 7949		Philadelphia	PA	19114-0326
69	Internal Revenue Service	6,949	Po Box 21126		Mission	KS	66202
25	NET	5,750	4811 Lamar Ave	Suite 4	Waukegan	IL	60126
53	Herold Advertising Products	3,463	Po Box 871185		St. Paul	IL	60107
62	GIS Rolling, LLC	3,192	970 Oaklawn Ave.	Suite 204	St. Paul	IL	60107
37	Jennifer Prodzina	2,940	304 Koman Circle		St. Paul	IL	60107
3	GMAC	2,616	P.O. Box 9001951		St. Paul	IL	60107
40	McMaster Carr	2,481	Po Box 7690		St. Paul	IL	60107
71	PedEx	1,854	Po Box 371461		St. Paul	IL	60107
33	National Lift Truck	1,414	1310 Energy Lane	PO Box 8198	St. Paul	IL	60107
39	Power/Motion Division	1,149	965 Campus Drive		St. Paul	IL	60107
20	Dynomax	948	3355 Lenox Road Ne		St. Paul	IL	60107
50	Machinery Information Systems	743	1300 B. Remington Road	9th Floor	St. Paul	IL	60107
9	Signa Now	668	P.O. Box 94151		St. Paul	IL	60107
31	Newark	585	1644 Cambridge Drive		St. Paul	IL	60107
10	All Control	435	Po Box 66973		St. Paul	IL	60107
19	Veterans Messenger	382	110 Gordon Street		St. Paul	IL	60107
11	Fluid Power	365	Po Box 632530		St. Paul	IL	60107
21	Eyemed	344	P.O. Box 660366		St. Paul	IL	60107
1	Nissan Motor Acceptance	300	4243 W Diversity Ave		St. Paul	IL	60107
16	Alster Machining	279	2105 S. Lakeview Drive		St. Paul	IL	60107
24	Ullco	161	14200 E Exposition Inc	Sie 110	St. Paul	IL	60107
108	ADT Security Services	135	16 W 485 S Frontage Rd		St. Paul	IL	60107
18	MAB Paint/Shervin Williams	95	2265 Black Creek Road		St. Paul	IL	60107
14	Reid Supply	40	Po Box 331		St. Paul	IL	60107
34	Alpine Bearing Company	22	160 W Hintz Road		St. Paul	IL	60107
12	AGSCO		14200 E Exposition Inc		St. Paul	IL	60107
109	ADT Security Services				St. Paul	IL	60107
total		\$ 97,331,250					